

## Message Text

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44

ACTION NEA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 OMB-01

AID-05 PC-01 /064 W

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R 050744Z OCT 76

FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC 8769

INFO AMCONSUL BOMBAY

AMCONSUL CALCUTTA

AMCONSUL MADRAS

LIMITED OFFICIAL USE NEW DELHI 14608

E.O. 11652: N/A

TAGS: PINS, PINT, IN

SUBJECT: ARRAIGNMENT OF FERNANDES AND OTHERS IN BARODA  
DYNAMITE CASE

REF: NEW DELHI 14578

REFTEL SUMMARIZED ALL THAT INDIAN SAMACHAR NEWS AGENCY CARRIED ON OCT. 4 MAGISTRATE'S COURT ARRAIGNMENT OF GEORGE FERNANDES, MP VIREN SHAH, AND OTHERS CHARGED IN THE BARODA DYNAMITE CASE. EMBASSY UNDERSTANDS THAT AP FILED SUBSTANTIAL STORY ON SUBJECT. CASE WILL CLEARLY BE A LENGTHY ONE WITH THE GOVT PLANNING ON CALLING 515 WITNESSES AND TO PRESENT 550 DOCUMENTS IN EVIDENCE. AT LEAST ONE OF THESE, ACCORDING TO AP CORRESPONDENT, CHARGES FERNANDES AND OTHERS WITH PLANNING TO SET UP AN OPPOSITION RADIO TRANSMITTER ON DIEGO GARCIA\* WE DO NOT KNOW WHETHER THERE MAY BE OTHER ALLEGATIONS OF ACTIVITIES OR PLANS RELATING TO US TUCKED AWAY IN SOME OF THE EVIDENTIAL DOCUMENTS. DEFENDENTS WERE CLEANLY GROOMED AND LOOKED WELL, WE ARE TOLD, ALTHOUGH ALL MADE MUCH OF THE CHAINS AND SHACKLES IN WHICH THEY WERE BROUGHT INTO COURT. GOVT WILL PROBABLY ARGUE THAT SINCE THEY ARE UP ON CRIMINAL CHARGES, NOT AS LIMITED OFFICIAL USE

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POLITICAL PRISONERS, THEY SHOULD BE TREATED AS OTHER CRIMINAL

ACCUSED ARE AND THE SHACKELS SHOULD NOT BE REMOVED. HEARING  
ON THIS ISSUE SCHEDULED FOR OCT. 8. GOVT MADE NO EFFORT TO  
RESTRICT ENTRY TO THE COURT PROCEEDINGS AND IF THIS CON-  
TINUES, WESTERN PRESS WILL FOLLOW THE CASE AS CLOSELY AS  
FOREIGN PUBLIC INTEREST INDICATES.  
SAXBE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DETENTION, EXPLOSIVES, OPPOSITION PARTIES, TRIALS  
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**Draft Date:** 05 OCT 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** vogelfj  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
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**Drafter:** n/a  
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**Executive Order:** N/A  
**Errors:** N/A  
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**Review Action:** RELEASED, APPROVED  
**Review Authority:** vogelfj  
**Review Comment:** n/a  
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**Review Date:** 14 JUN 2004  
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**Review Transfer Date:**  
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**Status:** NATIVE  
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**TAGS:** PINS, PINT, IN, (FERNANDES, GEORGE)  
**To:** STATE  
**Type:** TE  
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